

AP/3727



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria VA 22313-1450 on October 24, 2003.

Mary Ann Copas, Secretary

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TECHNOLOGY CENTER R3700

In the Application of Melvin Hatch

Ser.No.: 09/941,029

Filed: August 28, 2001

For: HEAT CONDUCTING SUPPORT FOR CURVED BOTTOM VESSELS

Art Unit: 3727

Examiner: Joseph C. Merek

Commissioner for Patents
Alexandria VA 22313-1450

MAIL STOP APPEAL BRIEF

**RESPONSE TO NOTIFICATION OF NON-COMPLIANCE WITH 37 CFR 1.192(c) dated
9/24/2003**

Sir:

Appellant hereby resubmits an appeal to the Board of Patent Appeals and Interferences from the decision dated April 25, 2003 of the Examiner finally rejecting claims 1 – 7 and 9 - 18.

1. According to the requirements of CFR 1.192, appellant herewith encloses an Appeal Brief in triplicate.

2. The fee of \$160.00 in payment for filing such Appeal Brief was previously submitted with the original Appeal Brief filed on June 25, 2003.

3. Appellant does not wish to arrange an oral hearing for this appeal.

In response to the Notification of Non-Compliance, Applicant has amended the enclosed Appeal Brief to indicate that claims 1 – 4, 6, 7, and 12 – 18 stand or fall together rather than claim 18 standing alone as stated in the original Appeal Brief. The first line of the first full paragraph on page 5 of the Appeal Brief has been amended to reflect claims 1 and 11 rather than claims 1, 11 and 18. A paragraph has been added at the bottom of page 6 that further distinguishes claim 11 over the Golden reference.

The Examiner is thanked for the reminder that the drawing matters are petitionable and not subject to appeal. Appellant will appropriately address such matters.

Applicant has attempted to be fully responsive to the Notice of Non-Compliance and respectfully submits that the Appeal Brief has been amended to provide the necessary corrections. However, should the Examiner have any other suggestions or recommendations, the undersigned would very much welcome a telephone call in order to address any remaining issues.

Respectfully Submitted,



Robert W. Becker, Reg. No. 26,255
for applicant(s)

ROBERT W. BECKER & ASSOCIATES
707 Hwy 66 East, Suite B
Tijeras, NM 87059

Telephone: (505) 286-3511
Facsimile: (505) 286-3524

RWB:mac